

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO

SHALE TESTING SOLUTIONS, LLC	)	Civil Action No. 4:15-cv-1623
	)	Judge Benita Y. Pearson
Plaintiff	)	
	)	Magistrate Judge
vs.	)	Kathleen B. Burke
	)	
LEONG YING	)	
	)	<b><u>AFFIDAVIT OF</u></b>
	)	<b><u>PROPOSED NEW PARTY,</u></b>
Defendant	)	<b><u>FRANK O'CONNOR</u></b>

The Court having granted Plaintiff's Motion for Leave to File the Affidavit of Frank O'Connor, Plaintiff respectfully submits the same for filing herewith.

Respectfully submitted,



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**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing, together with the attached Affidavit of Frank O'Connor, was served by email and regular first-class U.S. mail on Defendant's counsel, Gerard F. Dunne, Law Office of Gerard F. Dunne, P.C., 41 Union Square West, New York NY 10003 on this 19<sup>th</sup> day of October, 2015.



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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO

SHALE TESTING SOLUTIONS, LLC

Plaintiff

VS.

LEONG YING

Defendant

Civil Action No. 4:15-cv-1623  
Judge Benita Y. Pearson

Magistrate Judge  
Kathleen B. Burke

AFFIDAVIT OF  
FRANK O'CONNOR

STATE OF OHIO

COUNTY OF

) SS:

FRANK O'CONNOR, being first duly sworn and cautioned according to law,  
deposes and states as follows:

1. I am over 18 years of age, and am competent to testify. The statements in this Affidavit are true and accurate, based on my personal knowledge.
2. I am the sole inventor named in U.S. patent no. 9,068,961 (the '961 patent). I believe that I am in fact the sole inventor of the process described in said patent.
3. My entire interest in the '961 patent was assigned to Shale Testing Solutions, LLC (STS), the plaintiff in this action.
4. Although it is contended that I must receive both notice and an

opportunity to be heard in this action, I have received notice, and I have no interest in being made a party to this action.

5. My interest in retaining the status as sole inventor with respect to the '961 patent is identical to the interest of Plaintiff STS in this matter.

6. I am confident that STS will fully and fairly represent my interest in this action, and I hereby waive any right I may have to represent said interest herein, and/or to challenge, directly or indirectly, any decision made by this Court pertaining to the inventorship of the process described in the '961 patent.

FURTHER AFFIANT SAYETH NAUGHT.



Frank O'Connor

*SEE ATTACHED*

SWORN TO before me and subscribed in my presence on this \_\_\_\_ day of \_\_\_\_\_, 2015.

\_\_\_\_\_  
Notary Public

**CALIFORNIA JURAT WITH AFFIANT STATEMENT**

**GOVERNMENT CODE § 8202**

- ☐ See Attached Document (Notary to cross out lines 1-6 below)  
☐ See Statement Below (Lines 1-6 to be completed only by document signer[s], not Notary)

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Signature of Document Signer No. 1

\_\_\_\_\_  
Signature of Document Signer No. 2 (if any)

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California

County of Riverside

Subscribed and sworn to (or affirmed) before me

on this 28 day of September, 2015,  
by Date Month Year

(1) Frank O'Connor

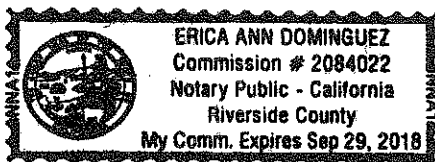
(and (2) \_\_\_\_\_),

Name(s) of Signer(s)

proved to me on the basis of satisfactory evidence  
to be the person(s) who appeared before me.

Signature \_\_\_\_\_

Signature of Notary Public



Seal

Place Notary Seal Above

**OPTIONAL**

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

**Description of Attached Document**

Title or Type of Document: Affidavit of Frank O'Connor Document Date: 9/28/15

Number of Pages: 1 Signer(s) Other Than Named Above: \_\_\_\_\_